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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---|-------------|-------------------------|-------------------------------|------------------|
| 10/715,916 | 11/18/2003 | Eric Howard Klingenberg | 06471 USA | 6531 |
| 23543 | 7590 | 08/24/2006 | | |
| AIR PRODUCTS AND CHEMICALS, INC. PATENT DEPARTMENT 7201 HAMILTON BOULEVARD ALLENTOWN, PA 181951501 | | | EXAMINER SERGEANT, RABON A | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 1711 | |

DATE MAILED: 08/24/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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| APPLICATION NO./ CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
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| EXAMINER |
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Commissioner for Patents

The reply filed on June 2, 2006 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Applicants' response has in no way addressed or even referenced the issue of nonresponsiveness raised by the examiner within the letter of May 17, 2006. As stated within the previous letter, applicants' response to the prior art rejection fails to constitute a proper response, because applicants' arguments appear to be based upon a misunderstanding of the Office action. Applicants have argued within the second full paragraph of page 14 of the response that the [Office] Action attributes motivation to modify the reference to "Applicants' own disclosure". This interpretation is fundamentally incorrect and flawed to such an extent that applicants' arguments with respect to motivation are essentially meaningless. It is clear from the examiner's action that reference is being made to the Schafheutle et al. reference, rather than applicants' own disclosure. The examiner is well aware that motivation may not stem from applicants' own disclosure of their invention. See 37 CFR 1.111. Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to R. Sergent at telephone number (571) 272-1079.

Rabon Sergent
Primary Examiner
Art Unit: 1711